

## § 285.429

(a) You may continue to conduct activities approved under your lease or grant under the original terms and conditions for as long as your request is pending decision by MMS.

(b) You may request a suspension of your lease or grant, as provided in § 285.416, while we consider your request.

(c) For the period MMS considers your request for renewal, you must continue to make all payments in accordance with the original terms and conditions of your lease or grant.

### § 285.429 What criteria will MMS consider in deciding whether to renew a lease or grant?

The MMS will consider the following criteria in deciding whether to renew a lease or grant:

- (a) Design life of existing technology.
- (b) Availability and feasibility of new technology.
- (c) Environmental and safety record of the lessee or grantee.
- (d) Operational and financial compliance record of the lessee or grantee.
- (e) Competitive interest and fair return considerations.
- (f) Effects of the lease or grant on generation capacity and reliability within the regional electrical distribution and transmission system.

### §§ 285.430–285.431 [Reserved]

#### LEASE OR GRANT TERMINATION

### § 285.432 When does my lease or grant terminate?

Your lease or grant terminates on whichever of the following dates occurs first:

- (a) The expiration of the applicable term of your lease or grant, unless your term is automatically extended under §§ 285.235 or 285.236, a request for renewal of your lease or grant is pending a decision by MMS, or your lease or grant is suspended or renewed as provided in this subpart;
- (b) A cancellation, as set forth in § 285.437; or
- (c) Relinquishment, as set forth in § 285.435.

## 30 CFR Ch. II (7–1–10 Edition)

### § 285.433 What must I do after my lease or grant terminates?

(a) After your lease or grant terminates, you must:

- (1) Make all payments due, including any accrued rentals and deferred bonuses; and
- (2) Perform any other outstanding obligations under the lease or grant within 6 months.

(b) Within 2 years following termination of a lease or grant, you must remove or dispose of all facilities, installations, and other devices permanently or temporarily attached to the seabed on the OCS in accordance with a plan or application approved by MMS under subpart I of this part.

(c) If you fail to comply with your approved decommissioning plan or application:

- (1) The MMS may call for the forfeiture of your financial assurance; and
- (2) You remain liable for removal or disposal costs and responsible for accidents or damages that might result from such failure.

### § 285.434 [Reserved]

#### LEASE OR GRANT RELINQUISHMENT

### § 285.435 How can I relinquish a lease or a grant or parts of a lease or grant?

(a) You may surrender the lease or grant, or an officially designated subdivision thereof, by filing one paper copy and one electronic copy of a relinquishment application with MMS. A relinquishment takes effect on the date we approve your application, subject to the continued obligation of the lessee and the surety to:

- (1) Make all payments due on the lease or grant, including any accrued rent and deferred bonuses;
  - (2) Decommission all facilities on the lease or grant to be relinquished to the satisfaction of MMS; and
  - (3) Perform any other outstanding obligations under the lease or grant.
- (b) Your relinquishment application must include:
- (1) Name;
  - (2) Contact name;
  - (3) Telephone number;
  - (4) Fax number;
  - (5) E-mail address;